

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC.CIVIL APPLICATION No 1889 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? No.
2. To be referred to the Reporter or not? No.

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3. Whether Their Lordships wish to see the fair copy of the judgement? No.
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? No.
5. Whether it is to be circulated to the Civil Judge? No.

BHUPENDRA @ KANAIALAL SONI

Versus

BHAGWATSINH JILUBHA

Appearance:

MR HARESH N JOSHI for Petitioner
SERVED for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 09/12/97

ORAL JUDGEMENT

Heard Mr. H.V.Joshi, ld. advocate appearing for the petitioner who happens to be the original claimant in Motor Accident Claims Petition No. 426/91 pending before the Motor Accident Claims Tribunal at Gondal. He seeks transfer of the said MAC Petition from Tribunal at Gondal to the Tribunal at Jamnagar.

2. Rule was issued returnable on 22nd October, 1997.

The matter has been adjourned from time to time, but no one has appeared on behalf of the respondents.

3. By virtue of the oral judgment in Misc. Civil Application No. 1780/95 rendered on 6th March 1996 (Coram : Shah, J) and the oral order dated 29th July, 1997 (Coram : D.G.Karia, J) copies whereof have been annexed to this petition, and the fact that nobody has appeared to contest this petition, the petitioner's request for transferring MAC Petition from the Tribunal at Gondal to the Tribunal at Jamnagar deserves to be granted.

4. In the result, this application is allowed. MAC Petition No. 426/91 pending before the MAC Tribunal at Gondal is ordered to be transferred from MAC Tribunal at Gondal to the MAC Tribunal at Jamnagar. Office is directed to send writ of this judgment to both the Tribunals forthwith. Rule is made absolute accordingly with no order as to costs.

9.12.1997 [M.S.PARIKH, J]

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